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| STATEMENT UNDER 37 CFR 3.73(b) | | | | | |
|---|--|--|--|--|--|
| Applicant/Patent Owner: Yahoo! Inc. | | | | | |
| Application No./Patent No.: 10/647,832 Filed/Issue Date: August 25, 2003 | | | | | |
| Entitled: CONTENT DELIVERY FREQUENCY CAPPING METHOD | | | | | |
| | | | | | |
| Yahoo! Inc. , a <u>Delaware corporation</u> (Name of Assignee) (Type of Assignee, e.g., corporation, p | artnership, university, government agency, etc.) | | | | |
| states that it is: 1. the assignee of the entire right, title, and interest; or | | | | | |
| an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is % | | | | | |
| in the patent application/patent identified above by virtue of either: | | | | | |
| A. An assignment from the inventor(s) of the patent application/patent identified about in the United States Patent and Trademark Office at Reel 018860 , Frame thereof is attached. | | | | | |
| OR B. A chain of title from the inventor(s), of the patent application/patent identified abo below: | ve, to the current assignee as shown | | | | |
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| 3. From: | Office at | | | | |
| Reel, Frame, or for which a copy | thereof is attached. | | | | |
| Additional documents in the chain of title are listed on a supplemental sheet. | | | | | |
| Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (<i>i.e.</i> , a true copy of the original assignment document(s)) r Division in accordance with 37 CFR Part 3, if the assignment is to be recorded MPEP 302.08] | | | | | |
| The undersigned (whose title is supplied below) is authorized to act on behalf of the ass | ignee. 4/22/07 | | | | |
| Signature | Date | | | | |
| John G. Rauch | 312-321-4288 | | | | |
| Printed or Typed Name | Telephone Number | | | | |
| Attomey for Assignee | | | | | |
| Title | | | | | |

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PATENT ASSIGNMENT

This patent assignment agreement ("Agreement") is entered into by and between Fysix Corporation ("AKA" Adinterax) ("Seller"), having an address at 701 First Avenue, Sunnyvale, CA, 94089., and Yahoo! Inc. ("Yahoo!"), a Delaware corporation having an address at 701 First Avenue, Sunnyvale, CA, 94089.

For good and valuable consideration, the receipt of which is hereby acknowledged, Seller hereby:

(A) irrevocably assigns to Yahoo!:

(1)

- the entire right, title and interest, everywhere in the world to
 - (a) the issued patents and/or patent applications set forth on Exhibit 1,
 - (b) any patent applications and/or patents which may claim priority of the items in (a) (including but not limited to continuations, divisions, continuations-in-part, substitutes, reissues, reexaminations or extensions thereof, together with all priority rights and counterpart applications under any existing or future international patent conventions, agreements or treaties),
 - (c) any patent that may be granted on any patent application in (a) or (b), and
 - (d) any other rights in the inventions described in any of (a), (b) or (c);

(all of the foregoing in (1), collectively, the "Assigned Patents");

- the right to sue third parties for infringement (including but not limited to damages and injunctive relief) of any of the foregoing in (1) accruing based on activities occurring prior to the execution date hereof; and
- (3) any current or future right to receive royalties based on any of the foregoing in (1) or (2); (all of the foregoing in (A), collectively, the "Assigned Rights"); and
- (B) agrees upon request (and at the expense) of Yahoo! (or its successors, assigns or legal representatives) to, and if Seller is unable or unwilling to do so authorizes Yahoo! to act in Seller's name to:
 - (1) execute all oaths, assignments, powers and any other papers;
 - (2) testify in any proceeding; and
 - (3) otherwise take any action, and fully cooperate with Yahoo!;
- in each case, related to securing and enforcing Yahoo!'s rights related to this Agreement; and

 (C) agrees to deliver to Yahoo! accurate copies of all material correspondence with counsel, in Seller's or its counsel's possession, relating to ownership, filing, prosecution, infringement, validity, or enforceability of, the Assigned Patents, to the extent such has not already been delivered.

| For Seller by: | Notary Seal: C. YOSHIDA |
|---|--|
| Morn | Commission # 1642524 Notary Public - California |
| Signature | HADAT Sould Character |
| Michael Callahan | JURAT Cycles 10, 2014 |
| Name | s |
| *************************************** | STATE OF CALIFORNIA S |
| Date 2-6-07 | COUNTY OF SANTA CLARA |
| | Subscribed and sworn to (or affirmed) before me on this |
| For Yahoo!, Inc. by: | NodevofSeal: 200 Joy |
| MAN | Orlany |
| Signature | known to me or proved to me on the basis of satisfactory evidence to be the person who appeared before me. |
| Michael Callahan | evidence to be the person of the appeared solution |
| Name | |
| 4 10044 | Cecilia Yoshida, Notary Public |
| Date 2-6-07 | |
| | My Commission expires: February 12, 2010 |

EXHIBIT 1 – PATENTS AND PATENT APPLICATIONS

| Title | Date Filed | Country | Ser# | Status | Inventors |
|---|------------|---------|------------|-----------|----------------------------------|
| Content Enhancement | 9/8/2001 | US | 09/924,808 | Published | Marcus Doemling, Peter Matsuo |
| System and Method | | | | | |
| Content Delivery Frequency Capping Method | 8/25/2003 | US | 10/647,832 | Published | Marcus Doemling, Peter Matsuo |
| System and Method for Creating Modular Advertisements | 8/11/2004 | US | 10/915,910 | Published | Marcus Doemling, Peter Matsuo |